

U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

September 6, 2011

MR. JASON SMATHERS
MUCKROCK
REF: 690-04238829
NUMBER 3
185 BEACON STREET
SOMERVILLE, MA 02143

Subject: MASCARA, FRANK R.

FOIPA No. 1169760- 000

Dear Mr. Smathers:

The enclosed documents were reviewed under the Freedom of Information/Privacy Acts (FOIPA), Title 5, United States Code, Section 552/552a. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Form OPCA-16a:

Section 552

- ☐ (b)(1)
- ☐ (b)(2)
- ☐ (b)(3) _____
- _____
- _____
- ☐ (b)(4)
- ☐ (b)(5)
- ☒ (b)(6)

Section 552a

- ☐ (b)(7)(A)
- ☐ (b)(7)(B)
- ☒ (b)(7)(C)
- ☐ (b)(7)(D)
- ☐ (b)(7)(E)
- ☐ (b)(7)(F)
- ☐ (b)(8)
- ☐ (b)(9)
- ☐ (d)(5)
- ☐ (j)(2)
- ☐ (k)(1)
- ☐ (k)(2)
- ☐ (k)(3)
- ☐ (k)(4)
- ☐ (k)(5)
- ☐ (k)(6)
- ☐ (k)(7)

17 pages were reviewed and 16 pages are being released.

- ☐ Document(s) were located which originated with, or contained information concerning other Government agency(ies) [OGA]. This information has been:

- ☐ referred to the OGA for review and direct response to you.
- ☐ referred to the OGA for consultation. The FBI will correspond with you regarding this information when the consultation is finished.

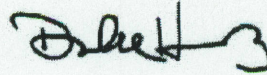
- ☐ In accordance with standard FBI practice, this response neither confirms nor denies the existence of your subject's name on any watch lists.

☒ You have the right to appeal any denials in this release. Appeals should be directed in writing to the Director, Office of Information Policy, U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Number assigned to your request so that it may be easily identified.

☐ The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown, when ident, references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

☒ See additional information which follows.

Sincerely yours,



David M. Hardy
Section Chief
Record/Information
Dissemination Section
Records Management Division

Enclosures (2)

In response to your Freedom of Information Act (FOIA) request submitted to the Records Management Division at Winchester, VA, enclosed is a processed copy of the Pittsburgh Field Office file 89A-PG-63444.

It is unnecessary to adjudicate your fee waiver request because there are no assessable fees.

EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute(A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could be reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could be reasonably expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

FEDERAL BUREAU OF INVESTIGATION
FOIPA
DELETED PAGE INFORMATION SHEET

Serial Description ~ Unrecorded Serial

Total Deleted Page(s) ~ 1
Page 10 ~ b6, b7C

XXXXXXXXXXXXXXXXXXXXXXXXXXXXX
X Deleted Page(s) X
X No Duplication Fee X
X for this Page X
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX

0002 MRI 000000

FM AUCNEB FBIPG

DE FBIWF #0001 0860230

ZNR UUUUU

P 270137Z MAR 97

FM FBJ WASHINGTON FIELD (89A-PG-NEW) (C-4) (P)

TO DIRECTOR FBI/PRIORITY/

FBI PITTSBURGH/PRIORITY/

BT

UNCLAS

CITE: //3920//

PASS: FBIHQ VC-FU: SSA [REDACTED]; SSRA [REDACTED] (MON
VALLEY RA).

SUBJECT: [REDACTED]; UNITED STATES CONGRESSMAN FRANK

MASCARA (PA)-VICTIM; CCSCAKA; OO: PITTSBURGH.

RE TELCAL TO SSRA [REDACTED] ON 3/26/97.

b6
b7C

ON 3/26/97, WFO WAS CONTACTED BY THE UNITED STATES
CAPITOL POLICE (USCP). USCP ADVISED THAT THEY HAD BEEN
CONTACTED BY [REDACTED] A STAFF ASSISTANT IN CONGRESSMAN
MASCARA'S DISTRICT OFFICE, IN WASHINGTON, PENNSYLVANIA.

FAY 3
TO MURR
3/24/97 Jw
9:40
pr

000 to [REDACTED]
3/27/97
[Signature]

89A-PG-63444-1

SEARCHED GEN	FOIMS
SERIALIZED	INDEXED
FILED	
MAR 26 1997	
FBI - PITTSBURGH	

PAGE TWO DE UFIWE 0001 UNCLAS

[REDACTED] REPORTED THAT A STAFF ASSISTANT NAMED [REDACTED]
HAD RECEIVED A TELEPHONE CALL FROM [REDACTED] (WHITE
MALE; SSN: [REDACTED]; DOB: [REDACTED] HOME ADDRESS: [REDACTED]
[REDACTED]; HOME TELEPHONE
NUMBER [REDACTED] ACCORDING TO USCP, [REDACTED] TOLD [REDACTED]
"I'M GOING TO GET THE FUCKING CONGRESS, PRESIDENT AND
REPRESENTATIVES. I'M GOING TO SEE THEY FUCKING GET IT." USCP
STATED THAT [REDACTED] WAS VERY ANGRY.

b6
b7C

USCP ADVISED THAT CONGRESSMAN MASCARA IS CURRENTLY IN
CHARLEROI, PENNSYLVANIA. USCP STATED THEY ARE NOTIFYING THE
LOCAL POLICE TO REQUEST THAT THEY ROUTINELY DRIVE BY THE
CONGRESSMAN'S RESIDENCE. USCP ALSO ADVISED THEY NOTIFIED
UNITED STATES SECRET SERVICE (USSS) ABOUT THE ABOVE-MENTIONED
THREAT. WFO HAS SPOKEN WITH SSRA [REDACTED] WHO ADVISED THAT HE
IS CURRENTLY COORDINATING THE INVESTIGATION WITH USSS IN
PITTSBURGH.

b6
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LEAD:

PITTSBURGH DIVISION:

AT MON VALLEY RA:

LOCATE AND INTERVIEW [REDACTED]

AT [REDACTED]

[REDACTED] ASCERTAIN [REDACTED]

EXACT

b6
b7C

PAGE THREE DE FBIWF 0001 UNCLAS

INTENTIONS PERTAINING TO THE ABOVE MENTIONED THREAT. OBTAIN CRIMINAL AND MENTAL HISTORY; OWNERSHIP, POSSESSION, AND ACCESS TO FIREARMS; INTERVIEW FAMILY MEMBERS OR OTHER INDIVIDUALS WHO MAY HAVE KNOWLEDGE OF THE SUBJECT'S PROPENSITY TO VIOLENCE; AND IF POSSIBLE OBTAIN A PHOTOGRAPH OF THE SUBJECT. LIAISON WITH UNITED STATES SECRET SERVICE AND OBTAIN FURTHER INFORMATION PERTAINING TO THE SUBJECT AND THE THREAT. SUBMIT RESULTS OF INVESTIGATION TO THE UNITED STATES ATTORNEY'S OFFICE FOR PROSECUTIVE REVIEW. ADVISE WFO OF ANY INVESTIGATIVE/PROSECUTIVE DEVELOPMENTS FOR DISSEMINATION TO THE UNITED STATES CAPITOL AND THE USCP.

LEAD:

WFO:

AT WASHINGTON D.C:

INVESTIGATION CONTINUING AT THE UNITED STATES CAPITOL.

BT

40001

NNNN

1A Envelope

Case ID: 89A-PG-63444-1A

PG	1	ORIGINAL NOTES RE			
----	---	-------------------	--	--	--

PG	2	TWO POLAROID PHOTOS OF		b7C
----	---	------------------------	--	-----

PG	3	ORIGINAL INTERVIEW NOTES RE		
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- b6
b7C

(File No.) _____

[illegible]

89A-PG 6344-1A

SEARCHED	INDEXED
SERIALIZED	FILED
APR 3 1967	
FBI - PITTS	

BAC

Universal File Case Number 19A PG 63444

Field Office Acquiring Evidence PG 141

Serial # of Originating Document _____

Date Received 3/27/97

From FBI

(Name of Contributor)

(Address of Contributor)

By _____

(Name of Special Agent)

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To Be Returned ☐ Yes ☒ No

Receipt Given ☐ Yes ☒ No

Grand Jury Material - Disseminate Only Pursuant
to Rule 6 (e), Federal Rules of Criminal Procedure

☐ Yes ☒ No

Title:

Reference: _____
(Communication Enclosing Material)

Description: ☒ Original notes re interview of

b6
b7C

CASE # 89A-PG-63444

INTERVIEW NOTES

[REDACTED] WHITE, MALE

3/27/1998

SSAN [REDACTED]

DOB [REDACTED]

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[REDACTED]

INTERVIEW @ POINT MARION, PA POLICE STATION.

I INTENTIONS RE THREAT - MIS INTERPRETED HIM ✓

WOULD NOT THREATEN/HARM ✓

DEWILLS LANG. ✓

upset ✓

II MENTAL HISTORY - Yes + takes medication. ✓

III FIREARMS - None - BB gun ✓

IV STATUTE & VIOLATION. PENALTY - FELONY

V RECANT? / APOLOGY?

Public Disturb / Disorderly Crimes

Reynolds
725-3400

(H) 725-5698

Extortion

OUR FAX

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Conf

Declaration

89A-PG-

1630

FINE: ≤ 5,000

TIME ≤ 3 YRS

Elements:

- MIOG Pg 89-12 if Yes then extortion?

- No mail / No interstate Phone

Pg 89-10 → Not Suff Threat Under statute

POC @ USSS IN PTT. → SA

O:

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Page:

89-37 if Not sure then AUSA
OR Local Atty for their prosec.

POC IN

Hometown: GARY REYNOLDS - Ch of Police, PT MARION PD

(412) 725-3400

Address:

b6
b7C

Fayette Co
412 430-~~1111~~ 9114

725-5698

88 @ Stop Brick
Block
Straight up
Block
Margaret
St

① GET COPIES OF Reports Faxed IN

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b7C

② Camera - Polaroid? for Photo ✓

③ Interview - GOALS ① EXACT INTENTIONS RE: THREAT ✓

② CRIMINAL + MENTAL HISTORY ✓

③ FIREARMS - OWNS?, ACCESS TO? ✓

④ ~~WANT~~ OBTAIN PHOTO ✓

⑤ INTERVIEW ASSOCIATES - RE: PROPENSITY TO VIOLENCE ✓

⑥ LIAISON W/ USSS ✓

⑦ OBTAIN PROSECUTORY REVIEW - Via Form (320)

⑧ ADVISE WFO FOR DISSEMINATION TO CAPITOL + USCP

⑨ Confirmation letter to victim w/in 5 days - MIOG Pg 89-13

⑩ OBTAIN STMT FROM Person who Rec'd call

⑪ NOTIFICATION Pg 89-45

Copy Photo for
USSS

advised of severity + acknowledged
can be a federal offense

Photograph

b6
b7C

3A [redacted]
Mon Valley

DRIVER LICENSE INQUIRY

ORI PAFBIPG00 DRI PA CTL [redacted] b6
NAM [redacted] DOB CTY b7C
OLN [redacted]

PAGE 1 OF 1

FBP021-1096 - VWM 03/26/97 17:34:42 - 03/26/97 17:34:42 8C1G6HKAY5LK

*** NO RECORD FOUND FOR BELOW IDENTIFIERS ***

QW INQUIRY WANTED PERSON

ORI PAFBIPG00 NIC
NAM [redacted] SEX RAC DOB

b6
b7C

FBI MNU SOC
OLN [redacted] OCA

89A-PB-63444-2

SEARCHED	GEN	FOIMS
SERIALIZED	INDEXED	
FILED		
MAR 23 1997		
FBI - PITTSBURGH		

C C H S U M M A R Y R E Q U E S T

ORI PAFBIPG00

NAM [REDACTED]

SEX M RAC W DOB [REDACTED] b6
b7C

PUR C SOC [REDACTED] MNU

SID FBI

ATN SSA [REDACTED]

MSG RCVD 6119 MAR 26, 1997 17:36:04

SAN: OH1G6HKAY6VQ

FBP021-1099 - NCCH 03/26/97 17:36:12 - 03/26/97 17:36:12 OH1G6HKAY6VQ

NL01OH1G6HKAY6VQ020

PAFBIPG00

NO IDENTIFIABLE RECORD IN THE INTERSTATE IDENTIFICATION INDEX (III)

FOR NAM [REDACTED] SEX/M.RAC/W.DOB/[REDACTED] PUR/C.SOC/[REDACTED]

b6
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NOTICE -- A LARGE NUMBER OF RECORDS FOR PERSONS BORN PRIOR TO
1956 ARE NOT AUTOMATED AT THE FBI. IF A SEARCH OF THE NONAUTOMATED
FILES IS DESIRED, A FINGERPRINT CARD SHOULD BE SUBMITTED.
END

BP021-1097 - NCIC
1L018C1G6HKAY5LK218
PAFBIPG00
NO NCIC WANT OLN/

03/26/97 17:34:45 - 03/26/97 17:34:43 8C1G6HKAY5LK

b6
b7C

FBP021-1098 - OLS

03/26/97 17:34:46 - 03/26/97 17:34:44 8C1G6HKAY5LK

RESPONSE FROM PENNSYLVANIA BUREAU OF MOTOR VEHICLES

OLN: [REDACTED] VALIDATED: [REDACTED] EXPIRES: [REDACTED]

NAM: [REDACTED]

b6
b7C

SSN: [REDACTED] DOB: [REDACTED] SEX: M. EYE: [REDACTED] HGT: [REDACTED]

RESTRICTIONS: [REDACTED]

SUSPENSION: NO

OPERATOR CLASS: [REDACTED]

OPERATOR TYPE: REGULAR OPERATOR

VALID DUPLICATE LICENSE NUMBER: N/A

INFORMATION OBTAINED FROM PENNDOT FILES AND SHOULD BE VERIFIED

MN

MASTER NAME INDEX

ORI PAFBIPG00 NAM [REDACTED]
DOB [REDACTED] RNG PUR C SID [REDACTED]
SOC [REDACTED] OTN FBI [REDACTED]

b6
b7C

FBP021-1100 - CHR 03/26/97 17:38:07 - 03/26/97 17:38:07 BT1G6HKAY8QH
PAGE 1 OF 1

*** RESPONSE FROM PA COMPUTERIZED CRIMINAL HISTORY FILE ***

ORI/PAFBIPG00.NAM [REDACTED] .DOB [REDACTED] RNG/ b6
SOC [REDACTED] OTN/ .FBI/ .SID/ b7C
PUR/C.ATN/SSRA [REDACTED] .OPR/.

*** RESPONSE FROM PA CCHRI - BASED ON IDENTIFIERS ABOVE ***

NO RECORD FOUND ON: SOC

NO RECORD FOUND ON: NAM

FOWS - neg
MANUEL - neg

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 04/15/1997

To: WF

Attn: SA [redacted]
C-4

From: PG

b6
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Squad 10/Mon Valley RA

Contact: SA [redacted]
[redacted]

Approved By: [redacted]

Drafted By: [redacted]

DM

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(X)

Case ID #: 89A-PG-63444 (Closed)

Title: [redacted]

UNITED STATES CONGRESSMAN FRANK MASCARA - VICTIM
ASSAULT - MEMBER OF CONGRESS

Synopsis: EC to detail investigative actions taken and disposition of case.

Details: For information, subject [redacted] was contacted and interviewed at the Point Marion, PA, Police Department (PMPD) on 3/27/1997, and his exact intentions pertaining to captioned threat were ascertained. [redacted] stated he was misquoted and did not mean to threaten anyone. [redacted] has a mental history and is on medication to control his mental illness. [redacted] does not own firearms nor have access to them. PMPD Chief of Police Gary Reynolds does not believe [redacted] represents a significant threat for violent action. A photograph has been obtained of [redacted] and is maintained in the 1A section of this file. Liaison with United States Secret Service has been accomplished with SA [redacted] Pittsburgh Office. SA [redacted] has been informed of investigative actions to date and has also been provided a picture of [redacted]

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Above captioned matter was discussed with AUSA [redacted] USAO, WDPA, Pittsburgh, PA, on 3/31/1997, for prosecutive review. AUSA [redacted] declined prosecution. Pittsburgh is closing this case.

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♦♦

098DMLO9, EC

1

~~Not~~
#5
4/2/97
[signature]

89A-PG-63444-3
Search Gen [redacted]
Foims [redacted]
Serialized [redacted]
Indexed [redacted]
Filed [redacted]

United States Department of Justice
Federal Bureau of Investigation

April 23, 1997

Mr. George D. Adams
Special Agent in Charge
United States Secret Service
835 William S. Moorehead Federal Building
1001 Liberty Avenue
Pittsburgh, Pennsylvania 15222

Attention: SA [REDACTED]

RE: [REDACTED]

Dear Mr. Adams:

For your information, I am enclosing a photograph of captioned subject, which may be of interest to you.

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b7C

Sincerely,

JOHN P. O'CONNOR
Special Agent in Charge

By: [REDACTED]

Supervisory Special Agent

Enclosure - 1

105 Dmm 06.342

Photo of [REDACTED]
provided to USSS.

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89A-16-63444-
Search Gen. 7
Forms
Serialized CR
Indexed CR
Filed CR

In Reply, Please Refer to

File No. 89A-PG-63444

FBI CASE STATUS FORM

Date: 4/8/97To: Honorable Frederick W. Thieman, Pittsburgh, PA
(Name and Address of USA)From: SAC JOHN P. O'CONNOR - Pittsburgh
(Name of Official in Charge and Field Division)

(Signature of Official in Charge)

RE: [Redacted]
(Name of Subject)

Age

Male
Sexb6
b7C

You are hereby advised of action authorized by

AUSA [Redacted]
(Name of USA or AUSA)

on information submitted by Special Agent

(Name)

3/31/1997
(Date)

(Check One)

- ☐ Request further investigation
- ☒ Immediate declination
- ☐ Filing of complaint
- ☐ Presentation to Federal Grand Jury
- ☐ Filing of information
- ☐ Other

For violation of Title 18, USC, Section(s) 351

Synopsis of case:

Subject telephoned United States Congressman Frank Mascara's Washington, PA, office and used obscene language to threaten to "get" the Congress, the President, and Representatives. On March 31, 1997, SA [Redacted] Federal Bureau of Investigation, Mon Valley Resident Agency, discussed that facts of this matter with Assistant United States Attorney [Redacted] who declined prosecution.

1 - Addressee
2 - Pittsburgh (89A-PG-63444)

WEV/dml
(3)

098 DML 05, 320

C/ose
4/10/97
2/20/97

89A-PG-63444-5
SEARCHED
SERIALIZED
INDEXED
FILED